

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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DEBORAH STAMPFLI, an
individual,

No. 2:20-cv-01566 WBS DMC

Plaintiff,

v.

SUSANVILLE SANITARY DISTRICT,
a political subdivision of
the State of California,
STEVE J. STUMP, in his
individual and official
capacities, JOHN MURRAY, in
his individual and official
capacities, ERNIE PETERS, in
his individual and official
capacities, DAVID FRENCH, in
his individual and official
capacities, KIM ERB, in his
individual and official
capacities, MARTY HEATH, in
his individual and official
capacities, DOES I-V,
inclusive, BLACK & WHITE
CORPORATIONS I-V, and ABLE &
BAKER COMPANIES, inclusive,

Defendants.

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AMENDED SCHEDULING ORDER

This matter is on remand from the Ninth Circuit. After reviewing the parties' Joint Status Report, the court hereby vacates the status conference scheduled for **August 26, 2024**, and makes the following findings and orders without needing to consult with the parties any further.

I. MOTION HEARING SCHEDULE

Because the case was stayed pending appeal before the previous motion deadline passed (see Docket Nos. 95, 123), the court now sets a new motion deadline.

All motions, except motions for continuances, temporary restraining orders, or other emergency applications, shall be filed on or before **February 10, 2025**. All motions shall be noticed for the next available hearing date. Counsel are cautioned to refer to the local rules regarding the requirements for noticing and opposing such motions on the court's regularly scheduled law and motion calendar.

II. DISCOVERY

The parties shall disclose experts and produce reports in accordance with Federal Rule of Civil Procedure 26(a)(2) by no later than **October 28, 2024**. With regard to expert testimony intended solely for rebuttal, those experts shall be disclosed and reports produced in accordance with Federal Rule of Civil Procedure 26(a)(2) on or before **November 25, 2024**.

All discovery, including depositions for preservation of testimony, is left open, save and except that it shall be so conducted as to be completed by **December 23, 2024**. The word "completed" means that all discovery shall have been conducted so

1 that all depositions have been taken and any disputes relevant to
2 discovery shall have been resolved by appropriate order if
3 necessary and, where discovery has been ordered, the order has
4 been obeyed. All motions to compel discovery must be noticed on
5 the magistrate judge's calendar in accordance with the local
6 rules of this court and so that such motions may be heard (and
7 any resulting orders obeyed) not later than **December 23, 2024**.

8 III. FINAL PRETRIAL CONFERENCE

9 The Final Pretrial Conference is set for **April 21,**
10 **2025**, at 1:30 p.m. in Courtroom No. 5. The conference shall be
11 attended by at least one of the attorneys who will conduct the
12 trial for each of the parties and by any unrepresented parties.

13 Counsel for all parties are to be fully prepared for
14 trial at the time of the Pretrial Conference, with no matters
15 remaining to be accomplished except production of witnesses for
16 oral testimony. Counsel shall file separate pretrial statements,
17 and are referred to Local Rules 281 and 282 relating to the
18 contents of and time for filing those statements. In addition to
19 those subjects listed in Local Rule 281(b), the parties are to
20 provide the court with: (1) a plain, concise statement which
21 identifies every non-discovery motion which has been made to the
22 court, and its resolution; (2) a list of the remaining claims as
23 against each defendant; and (3) the estimated number of trial
24 days.

25 In providing the plain, concise statements of
26 undisputed facts and disputed factual issues contemplated by
27 Local Rule 281(b) (3)-(4), the parties shall emphasize the claims
28 that remain at issue, and any remaining affirmatively pled

1 defenses thereto. If the case is to be tried to a jury, the
2 parties shall also prepare a succinct statement of the case,
3 which is appropriate for the court to read to the jury.

4 IV. TRIAL SETTING


5 The jury trial is set for **June 17, 2025** at 9:00 a.m.
6 The parties estimate that the trial will last seven days.

7 V. SETTLEMENT CONFERENCE

8 A Settlement Conference with a magistrate judge will be
9 set at the time of the Pretrial Conference. Counsel are
10 instructed to have a principal with full settlement authority
11 present at the Settlement Conference or to be fully authorized to
12 settle the matter on any terms. At least seven calendar days
13 before the Settlement Conference counsel for each party shall
14 submit a confidential Settlement Conference Statement for review
15 by the settlement judge. The Settlement Conference Statements
16 shall not be filed and will not otherwise be disclosed to the
17 trial judge.

18 IT IS SO ORDERED.

19 Dated: August 22, 2024



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE